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OFFICE OF PETITIONS

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In re Application of : DECISION ON REQUEST TO
Karni VOLOVEKSKY et al. : PARTICIPATE IN PPH PROGRAM
Application No. 10/597,561 : AND PETITION TO MAKE SPECIAL
Filed: July 14, 2008 : UNDER 37 CFR 1.102(a)
Atty. Docket No.: 26/832 :
For: SUPER-RESOLUTION IMAGE PROCESSING

This is a decision on the request to participate in the Patent Prosecution Highway (PPH) program and the petition under 37 CFR 1.102(a), filed December 29, 2011 to make the above-identified application special.

The petition and request are **DENIAL**.

A grantable request to participate in the PPH (patent prosecution highway) program and petition to make special require:

(1) the U.S. application is a Paris Convention application which either validly claims priority under 35 U.S.C. 119(a) and 37 CFR 1.55 to one or more applications filed in the Israeli Patent Office (IL) or claims priority to a PCT application that contains no priority claims. Alternatively, it can be a national stage application under the PCT which validly claims priority to an application filed in IL that contains no priority claims;

(2) applicant must submit a copy of the allowable/patentable claim(s) from the IL application(s) along with an English translation thereof and a statement that the English translation is accurate;

(3) all the claims in the U.S. application must sufficiently correspond or be amended to sufficiently correspond to the allowable/patentable claim(s) in the IL application(s);

(4) examination of the U.S. application has not begun;

(5) applicant must submit a copy of all the office actions from each of the IL application(s) containing the allowability/patentable claim(s) along with an English translation thereof and a statement that the English translation is accurate; and

(6) applicant must submit an IDS listing the documents cited by the IL examiner in the IL office action along with copies of documents except U.S. patents or U.S. patent application publications.

Requirements (1) to (3) and (5) to (6) above are considered to have been met. However, the request to participate in the PPH program and petition to fail to meet requirement (4).

Regarding requirement (4), as a non-final Office action was mailed February 3, 2012, the examination of the application has begun, and thus the request and petition cannot be granted.

Telephone inquiries concerning this decision should be directed to Robert DeWitty, Petition Attorney, Office of Petitions at 571-272-8427.

All other inquiries concerning the examination or status of the application is accessible in the PAIR system at <http://www.uspto.gov/ebc/index.html>.



Anthony Knight
Director
Office of Petitions